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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL REVN. APPLICATION NO. 335 OF 2006

Shri Bhagwan Dhondiba Pisal ... Applicant

V/s

Mrs. Sangita Bhagwan Pisal & ors. ... Respondents

Mr. T.D. Deshmukh for the applicant.

Mrs. G.P. Mulekar, A.P.P. for the respondents.

CORAM: S. B. MHASE &
SMT. NISHITA MHATRE, JJ.

DATED: 6TH FEBRUARY, 2007.

P.C.:

1. Heard.

2. The learned counsel submitted that the divorce has been granted on the ground of desertion by the wife and, therefore, she is not entitled for maintenance. However, that is not the law so far as Section 125 of the Criminal Procedure Code is concerned. Under Section 125, the divorced wife is entitled for claiming maintenance and the husband is under obligation even to provide the residence to the divorced wife till she is

re-married or employed and, therefore, there is no reason for interference.

3. Application rejected.

(SMT. NISHITA MHATRE, J.) (S.B. MHASE, J.)